

**REMARKS**

In our Amendment and Response, dated January 5, 2005, we cancelled all previously pending claims and added new Claim 95. In this paper, Applicants have added Claims 96-108 and assert the newly added claims are allowable for the reasons stated below.

Claims 95-108 are pending. Claims 95, and 106-108 are independent.

**I. SECTION 101 REJECTION**

Newly added Claims 96-108 contain limitations directed to statutory subject matter.

**II. SECTION 112 REJECTION**

Newly added Claims 96-108 are described and enabled in compliance with Section 112, paragraph 1. Although we disagree with the Examiner's previous rejections, the language found disagreeable by the Examiner is not present in Claims 96-108.

**III. SECTION 102 AND 103 REJECTIONS**

Newly added Claims 96-108 contain limitations not suggested by US. Patent No. 6,598,026 issued to Ojha et al. Among other things, Ojha et al. fail to teach or suggest:

- *determining whether at least one item desired for purchase by a buyer and at least one item being offered for sale by a seller correspond*
- *determining an amount to be added to the price the buyer is willing to pay to match the price for which the item is being offered for sale*

As Ojha et al. fail to anticipate or suggest every limitation of Claims 96-108, we respectfully request allowance.

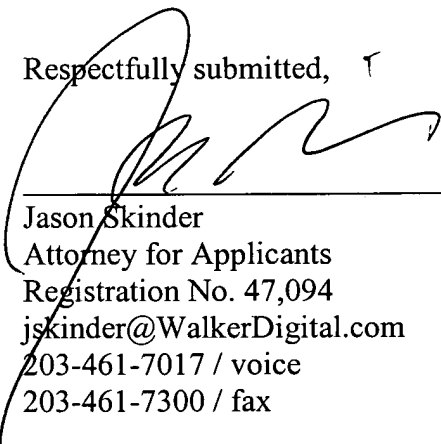
**CONCLUSION**

It is submitted that all of the claims are in condition for allowance. The Examiner's early re-examination and reconsideration are respectfully requested.

If the Examiner has any questions regarding this amendment or the present application, the Examiner is cordially requested to contact Jason Skinder at telephone number 203-461-7017 or via electronic mail at [jskinder@walkerdigital.com](mailto:jskinder@walkerdigital.com).

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Date

Respectfully submitted, T



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